IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

Crl.Rev.Pet.No. 355 of 2002

CRA.237/1994 OF SESSIONS COURT, MANJERI,
CC.211/1994 OF JUDL. MAGISTRATE OF FIRST CLASS, MALAPPURAM.

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REVISION PETITIONER/ ACCUSED:

KUZHEEKAT KUNHIMUHAMMED,
S/O.AHAMMEDKUTTY,OLAVAKODE AMSOM AND DESOM,
PALAKKAD DISTRICT.

BY ADV. SRI.K.M.SATHYANATHA MENON.

RESPONDENTS/ RESPONDENTS/ COMPLAINANT:

1. **THE SUB INSPECTOR OF POLICE,**
   MALAPPURAM.
2. **STATE OF KERALA,REPRESENTED BY THE**
   GOVERNMENT PLEADER,HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. C.K. SURESH.

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 26/10/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL.M.P. NO. 2527/2002 IN CRL.R.P. NO. 355/2002

DISMISSED

26/10/2007. **SD/- K.R.UDAYABHANU, JUDGE.**

//TRUE COPY//

prv.

K.R. UDAYABHANU, J.

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CRL.R.P.NO. 355 OF 2002

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DATED THIS THE 26th October 2007

ORDER

The revision petitioner, who is the accused in C.C.No.211/1994 with respect to the offences under Sections 279,337 and 338 I.P.C. stands convicted and sentenced to undergo simple imprisonment for six months for the offence under Section 279 I.P.C., simple imprisonment for three months for the offence under Section 337 I.P.C. and simple imprisonment for one year for the offence under Section 338 I.P.C.

2. Counsel for the revision petitioner has only pleaded for modification of sentence pointing out that 14 years have elapsed since the date of the incident. It is also seen that nobody has sustained serious injuries and that only one person had a broken tooth.

In the circumstances and in view of the long pendency of the matter, the conviction is confirmed and sentence is modified

to pay a fine of Rs.1000/- for the offence under Section 279 I.PC. and to pay a fine of Rs.500/- for the offence under Section 337 I.P.C. and to pay a fine of Rs.1,000/- for the offence under Section 338 I.P.C. with default clause to undergo simple imprisonment for one month each. The criminal revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

ks.

K.R.UDAYABHANU, J

CRL.R.P. NO.355 of 2002

ORDER

26-10-2007